The Chippewa County Board of Commissioners met in regular session on Monday, June 14, 2010 at 5:00 p.m. in the Courtroom of the Chippewa County Courthouse.

Present: Commissioners Ted Postula, Don Cooper, Jesse Knoll, Richard Timmer, Don McLean, Jim Moore and Chairman Scott Shackleton.

Also Present: Scott Brand, Evening News, Lowell R. Ulrich, Probate Judge, Marjorie Hank, Treasurer, Julie Beck, Public Defender, Brian Bartlett, IT Department, Derek Myerscough, John Willis, Frank Blissett, Debbie Sirk, Bobbie Savoie, Under Sheriff, Mike Bitnar, Deputy Sheriff, Dan and Kathy Cairns, Jim German, Administrator, and Cathy Maleport, Chief Deputy Clerk.

Additions/Deletions to Agenda

It was moved by Commissioner McLean, supported by Commissioner Knoll, to set a Workshop under New Business regarding the salary study. On a voice vote, the motion carried unanimously.

It was moved by Commissioner McLean, supported by Commissioner Timmer to add to the agenda (under Standing Committee Reports, line d) the second meeting of Building and Grounds which took place on June 10, 2010. On a voice vote, the motion carried unanimously.

It was also noted by Sharon Kennedy that a typographical error was made under New Business and should read #10-09 Imposing 2010 Property tax Levy rather than 2009.

It was moved by Commissioner Timmer, supported by Commissioner McLean to accept the agenda as amended. On a voice vote the motion carried unanimously.

Correspondence Received in the Clerk's Office

It was moved by Commissioner Postula, supported by Commissioner Cooper to acknowledge the correspondence received in the Clerk's Office and if necessary, forward to the appropriate committee. On a voice vote, the motion carried unanimously.

Approval of County Board minutes

It was moved by Commissioner Timmer, supported by Commissioner Knoll to approve the County Board minutes including the correction page for the feasibility study and the noted change on the April 12, 2010 Board minutes for Resolution 10-05, non-union. On a voice vote, the motion carried unanimously.

Public Comments:

Debbie Sirk stated she asked for a copy of the packet for the meeting tonight as she did not receive one as well as would like a copy of the Finance meeting minutes. Scott Shackleton explained to Ms. Sirk that the usual amount was made available and apologized that one was not available for her.

Old Business

A. Appointments to various boards and authorities

Hiawatha Behavioral Health – 1 appointment – term expires March 31, 2013 Candidates: Ron Meister and Derek Myerscough

On a roll call vote Commissioners Cooper, Knoll, McLean, Postula, Moore, Timmer and Shackleton voted for Ron Meister. Mr. Meister was appointed to the Hiawatha Behavioral Health Board for a term to expire March 31, 2013.

Building Authority-1 appointment - term expires 12/31/2010 Candidate: Derek Myerscough

Chairman, Scott Shackleton stated that we have one applicant only for the Building Authority.

It was moved by Commissioner Knoll, supported by Commissioner Cooper, to cast a unanimous ballot for Mr. Myerscough. On a voice vote the motion carried with Commissioner Postula voting no.

Administrator's Report – Jim German

Informational Items

MERS Hybrid Plan

Administrator German stated that we have been told by MERS that all of our employees are under the new plan effective May 1, 2010. In addition, he noted that they are still asking for additional information such as our corrected board minutes that we have done tonight; furthermore, noting that they do assure us that May 1, 2010 was the deadline.

Broadband Grant

Mr. German indicated that the Broadband Grant continues to move forward noting that we have been told by Lighthouse that we are in the top tier of people that stand a chance

to get it. Also explaining that the Commission will soon have to make a decision on whether they would like to actively lobby to try to get that grant.

Two Percent Money

Administrator German stated that we continue to ask the Tribe for clarification and a contract on two percent money stating that so far, they have not gotten back to us.

Mr. German also noted that the Courthouse Security System is fully installed with 12 cameras that seem to be working very well. Furthermore, he explained that we are submitting our Wrap Grant Reimbursement for \$5,000.00 for the system so in the end it cost us \$7,000.00.

Standing Committee Reports:

Personnel – Jim Moore – 6-03-2010

The Committee discussed the non-union pay adjustments as well as, the 35 vs. 40 hour issue for the same group of employees. The annual wage cost for a 3% increase for the non-union employees is approximately \$61,481.63. Discussion included the salary study, discrepancies, wage compression, and Fund Balance one-time expenditures, and also other County employees who have received increases. Discussion continued.

It was moved by Commissioner Moore supported by Commissioner Postula that the 3% increases be approved retroactive to January 1, 2010. Discussion continued. On a voice vote the motion carried

Yeas: Commissioners Postula, Timmer, Moore and Shackleton

Nays: Commissioners Cooper, Knoll, and McLean

The Committee reviewed a letter from Sheriff Jeff Moran regarding full time hire Rudolph Hyvarinen effective May 16, 2010. Deputy Potter will go from full-time to part-time status. Mr. Potter resigned his full time status on April 12, 2010.

It was moved by Commissioner Moore, supported by Commissioner Timmer, to approve the full-time hire of Rudolph Hyvarinen effective May 16, 2010. On a voice vote the motion carried with Commissioner Cooper voting nay, as the position was not advertised

Having completed the report, it was moved by Commissioner Moore, supported by Commission Timmer, that the minutes of the Personnel Committee be accepted as presented. On a voice vote, the motion carried unanimously.

Equalization & Apportionment – Commissioner Moore – No Meeting Health & Social Services – Commissioner Postula – No Meeting Buildings, Grounds & Jail – Commissioner McLean – 06/03/2010

The Committee was updated on the Annex boiler, the boiler is in and the coil will be ordered upon direction from the Committee regarding the type of fluid in the coil, either water or anti-freeze. The estimated cost for the heat exchanger and upgrades including electrical is \$6,000, with the controls from ACC.

It was moved by Commissioner McLean, supported by commissioner Timmer, to accept the bid from Albert Heating and Cooling. On a voice vote the motion carried.

The Committee received updated information from Nealis Engineering's Aaron Wosek on the findings and recommendations for the boiler replacement. Mr. Wosek reviewed the history of the boiler system and then provided two options for the Committee to consider. Option one would be to replace the existing steam boilers with new steam boilers at a cost of approximately \$176,000; this option would offer redundancy with efficiency of about 70%. Option 2 would be to replace the existing steam boilers with new hot water boilers at a cost of approximately \$200,000; which is being recommended and has efficiency between 85-94%, and establishes the possibility to improve the jail system later. Mechanical schematic drawings and specifications should be developed to request pricing for the conversion of the 50-year-old HVAC system from steam to water. Bidding specifications and administration is also recommended for stimulus or grant money projects in which the mechanical contractor is the primary contractor, and is required to adhere to Davis Bacon wages, and submit records to the State. Nealis Engineering can provide all the documentation to help Chippewa County through the process, with as much as is needed depending on the budget.

Motion made by Commissioner McLean, supported by Commissioner Timmer, to not follow the County's purchase policy as Nealis Engineering has been previously working on the project and to approve \$5,000 expenditure to have Nealis Engineering provide design/specification documents for the boiler replacement project. Discussion continued. On a voice vote, the motion carried with Commissioner Cooper voting nay.

It was moved by Commissioner McLean, supported by Commissioner Timmer, to accept the Building, Grounds and Jail Committee minutes of June 3, 2010 as presented. On a voice vote the motion carried unanimously.

Buildings, Grounds & Jail – Commissioner McLean – 06/10/2010

The Committee reviewed the RFP from Nealis Engineers. A discussion ensued. Motion made by Commissioner McLean, supported by Commissioner Timmer to approve the RFP for a new hot water boiler system and allow the Administrator to work with Nealis Engineering on minor changes before the RFP is sent out. Commissioner Mclean explained that this is following the bid process, and not circumventing the bid process at this point. On a voice vote, the motion carried

It was moved by Commissioner McLean, supported by Commissioner Cooper that the Building and Grounds minutes of the June 10, 2010 meeting be accepted as presented. On a voice vote the motion carried.

Transportation – Commissioner Postula – No meeting
Legislative & Natural Resources – Commissioner Timmer – No meeting
Computer Committee – Commissioner Knoll – No meeting

Finance, Claims & Accounts - Commissioner Cooper - 06/10/2010

The Committee reviewed five quotes from six different firms regarding Courthouse Restoration. Discussion took place regarding how to award the bids; Building and Grounds Chair McLean, updated the Committee as how the interviews with the contractors went and discussion ensued. Concerns with the low bidders, lead paint, performance bonds, timeliness, references, as well as, awarding the bid to the lowest bidder on each of the quotes were discussed. The low bid for the entire project is approximately \$88, 500 and the highest bid was \$345, 000 for the project in its entirety. Commissioner Cooper also noting, that this project was not budgeted in this years budget.

It was moved by Commissioner Cooper, supported by Commissioner McLean to accept the Ware General Contracting bids for the whole project (five separate jobs) at a cost not to exceed \$88,500, and to obtain a 2% performance bond and establish a time frame (limit) for the project. Discussion continued with Commissioner Timmer notingg his objection with Ware Contracting as they could not comply on their last job where they were 150 days late in regards to performance. Also, that the Federal Fish and Wildlife would not give them a recommendation as well as stating that they violated Davis Bacon and that their is still a DEQ dumping issue against them. Lastly, he made reference to the fact that working here with a high safety factor; working with lead, the height of the building, and the timeliness of completing the project.

Commissioner Cooper noted that the DEQ issue was talked about in Buildings and Grounds and Finance meetings and that it was resolved. Also noting that they are not foreign to this project as they did it the first time when the Courthouse was first restored. In addition, noting that they are a local vendor as well as making reference to the other bid that came in was \$100,000.00 more.

Chairman Shackleton questioned the motion regarding completion with Administrator German stating that the contractor has assured him that he can have it completed in three months.

On a voice vote the motion carried with Commissioner Timmer voting no.

Bid Summary Feasibility Study

The Committee reviewed the bid summary for a feasibility study regarding the City/County Building. Four bids were received ranging from \$2,500 to \$10,300. It was moved by Commissioner Cooper, supported by Commissioner Knoll, to accept the bid from Landmark Design Group at a cost not to exceed \$2,500.00 for a feasibility study for the City/County Building. On a voice vote, the motion carried unanimously.

<u>Title IV-D Cooperative Reimbursement Prosecuting Attorney and Friend of the Court</u>

The Committee reviewed the amendments for the Cooperative Reimbursement Program. One, to add the required Internal Revenue Service (IRS) language for safeguarding of information to the CRP Agreement and the second, to the amendment, increase the maximum amount of the Agreements for the October 1, 2010 through September 30, 2011 period.

It was moved by Commissioner Cooper, supported by Commissioner Timmer to approve the amendments as presented to add IRS language and increase the maximum amount of the agreements for the Prosecuting Attorney and Friend of the Court Title IV-D Cooperative Reimbursement Programs. On a voice vote, the motion carried.

Loan Policy Change with Great West

The Committee was updated on the 457 plan that is available to the Chippewa County employees to participate in with their own pre-tax money. Currently, the employees who participate can borrow money from their deferred plan via a loan, the plan documents currently only allow for one — and we have an employee participant that would like to have the plan changed so that two loans are allowed.

It was moved by Commissioner Cooper, supported by Commissioner Moore, to approve the request and change the Great West Plan document so that two loans may be taken at the same time. On a voice vote the motion carried unanimously.

Radar Purchase

The Committee received a request from Under Sheriff Savoie to purchase a new modern style speed detective device through Drug Forfeiture Fund 258, which is part of the budget amendments included in this packet. The Committee had two quotes to choose from: Decatur Electronics at \$1,165.00 and Kustom Signals at \$1,229.00.

It was moved by Commissioner Cooper, supported my Commissioner Knoll, to approve the purchase of one new radar detector from Decatur Electronics at a cost not to exceed \$1,165.00. On a voice vote the motion carried unanimously.

EDC Request for additional monies

The Committee reviewed a request from Chippewa County EDC regarding an additional appropriation of \$50,000 to be used for a local matching share of FAA Capital Improvement Grant Projects exclusively, the grant has been accelerated and \$102,995.37 will be required at the commencement of the grant project – project totaling \$2,618,712.00. Discussion ensued including the EDC's fund balance and restricted funds;

GM current proposition to pool resources with Ford with regards to testing, and the potential loss of revenue if GM leaves the area.

It was moved by Commissioner Cooper, supported by Commissioner Timmer, to approve an additional FY10 Appropriation of \$50,000 to be used for the FAA Capital Improvement Grant Project, and that the appropriation be considered EDC's FY11 request. On a voice vote, the motion carried unanimously.

CCHD Out of State Travel

The Committee reviewed a request from the Health Department for out of state travel to San Diego, California to attend a national WIC Conference – all expenses will be reimbursed and the travel was previously approved by the Board of Health.

It was moved by Commissioner Cooper, supported by Commissioner Timmer, to approve the out of state travel as presented. On a voice vote, the motion carried unanimously.

Animal Control Contract with Bay Mills

The Committee reviewed an updated contract between Chippewa County Animal Control and Bay Mills Indian Community that will provide animal control services to the Bay Mills Indian Community and reimbursement to the County for those services. It is a two-year contract, which may be terminated by either party in writing not less then 15 days in advance of the desired termination date.

It was moved by Commissioner Cooper, supported by Commissioner Timmer, to approve the contract between Chippewa County Animal Control and Bay Mills Indian Community as presented. On a voice vote the motion carried unanimously.

Multi Purpose Collaborative Body dues

The Committee reviewed an invoice for \$100.00 for the 2010/11 Multi-Purpose Collaborative Body dues.

It was moved by Commissioner Cooper, supported by Commissioner Postula, to approve the dues of the Chippewa County Multi-Purpose Collaborative Body as presented. On a voice vote, the motion carried unanimously.

Budget Calendar

The Committee received the tentative FY11 Budget schedule.

It was moved by Commissioner Cooper, supported by Commissioner Knoll, to approve the FY11 Budget calendar as presented. On a voice vote the motion carried unanimously.

Blue Cross Blue Shield Inmate Contract Renewal

The Committee received the renewal information for the Blue Cross Blue Shield Inmate Program. Administrator German also notified the Committee of an up coming bill of approximately \$13,000 for a deceased inmate.

It was moved by Commissioner Cooper, supported by Commissioner Timmer, to approve the Blue Cross Blue Shield Inmate Renewal Contract as presented. On a voice vote, the motion carried unanimously.

Finance

Claims and Accounts

It was moved by Commissioner Cooper, supported by Commissioner Timmer. to recommend the approval of general fund claims totaling \$368,166.92; other fund claims of \$144,350.89; payroll of \$428,615.77 and health department claims of \$522,840.69, total claims of \$1,463,974.27; E-1 E-219 and 5220-5381. On a voice vote, the motion carried unanimously.

Budget Adjustments

Revenue	,	Original	Amended	Change
101-000-507.301 258-000-678.229 258-000-678.301	Grant Revenue Drug Forfeiture-PA Drug Forfeiture-Sherit	0.00 0.00 ff 0.00	36,533.00 2,200.00 16,100.00	36,533.00 2,200.00 16,100.00
Expenditure 101-301-931.301 101-301-979.301 258-000-979.000 272-000-979.000 101-969-998.699	Sheriff Maintenance Sheriff Equipment Equipment Marine Equipment EDC Appropriation	0.00 0.00 0.00 0.00 40,000.00	3,213.00 33,320.00 1,200.00 500.00 90,000.00	3,213.00 33,320.00 1,200.00 500.00 50,000.00

It was moved by Commissioner Cooper, supported by Commissioner Timmer, to accept the budget adjustments as presented. On a voice vote, the motion carried unanimously.

Employee Litigation Settlement (Closed Session)

It was moved by Commissioner Knoll, supported by Commissioner Moore to enter into a closed session to discuss employee #548 employment litigation and EEOC matter, pursuant to Section 8(C) of the Open Meetings Act, Act 267, P.A. 1976, as amended, being MCL 15.26(C). A roll call vote was taken as follows: Knoll – Yes; Cooper – Yes; Postula – Yes; Timmer – Yes. Motion carried.

It was moved Commissioner Postula, supported by Commissioner Knoll, to resume the open session meeting of the Finance, Claims and Accounts Committee. A roll call vote was taken as follows; Knoll – Yes; Moore – Yes; Cooper – Yes; Postula – Yes; Timmer – Yes. Motion carried.

It was moved by Commissioner Moore, supported by Commissioner Postula, to accept the settlement agreement in the Anderson employment matter, and approve payment of \$15,000.00. On a voice vote, the motion carried.

It was moved by Commissioner Cooper, supported by commissioner Knoll, that the minutes of the Finance, Claims and Accounts Committee be accepted as presented. On a voice vote the motion carried unanimously.

New Business

Motion made by Commissioner Knoll, supported by Commissioner Timmer to accept the Resolution 10-09 as follows with the correction of the year as noted:

RESOLUTION IMPOSING 2010 PROPERTY TAX LEVY PURSUANT TO MCL 211.24e, 211.34, 211.34d, 211.36, 211.37, and 211.44a, 141.412 AND NOTICE OF CERTIFICATION OF 2010 COUNTY TAX LEVY

WHEREAS, CHIPPEWA County is authorized under the General Property Tax Act, Public Act 206 of 1893, as amended, to levy and collect its allocated and voted property taxes; and

WHEREAS, the General Property Tax Act has been amended by Public Act 357 of 2004, being MCL 211.44a, to require each Michigan County to levy and collect its allocated millage in the summer;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Public Act 357 of 2004, 6.1259 mills, which is the County allocated millage, after application of the "Headlee" millage reduction fraction, shall be levied and collected on July 1, 2010, and,

BE IT FURTHER RESOLVED, that the FIRE/AMBULANCE millage of .4275 mill, the Road millage of .9879 mill, the Recycling Programs millage of .5000 mill, the Jail millage of .6000 mill, and Senior Programs millage of .4994 mill, to which the county is entitled, after application of the "Headlee" and other applicable millage reduction fractions, will be levied and collected on December 1, 2010, and

BE IT FURTHER RESOLVED, that the Treasurer of each city, village and township in CHIPPEWA County is directed to account for and deliver the County tax collections for 2010 in accordance with the provisions of statute pertaining to such collections; and

BE IT FURTHER RESOLVED, that this Resolution, constitutes certification of the levy of the County millages as above described and as set forth on the attached 2010 TAX RATE REQUEST (L4029); and

BE IT FURTHER RESOLVED, that the County Clerk shall deliver a copy of this Resolution by first class mail to the Treasurer of each city, village and township in CHIPPEWA County.

On a roll call vote:

Yeas: Commissioners Postula, Cooper, Knoll, Timmer, McLean, Moore and Shackleton

Nays: None

THE RESOOLUTION WAS DECLARED ADOPTED.

Commissioner Comments: None

Having no further business, it was moved by Commissioner Timmer, supported by Commissioner Knoll, to adjourn. On a voice vote the motion carried and the Board did adjourn at 6:15 p.m.

Alux XIValored

Respectfully submitted,

Catherine Maleport, Chief Deputy Clerk

Scott Shackleton, Chairman